

Message Text

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PAGE 01 STATE 017402

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DRAFTED BY OES/OFA/FA:KCLARK-BOURNE:PAH

APPROVED BY OES/OFA/FA:RLRIDGWAY

L/OES:BOXMAN

EUR/CAN:DKRUSE

COMM/NMFS:DJOHNSON

INTERIOR:GDYSART

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O 231503Z JAN 76

FM SECSTATE WASHDC

TO USMISSION GENEVA IMMEDIATE

INFO AMEMBASSY OTTAWA IMMEDIATE

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TERRY LEITZELL LOS DELEGATION TO GROUP OF 17

E.O. 11652: N/A

TAGS: EFIS, US, CA

SUBJECT: INTERNATIONAL PACIFIC SALMON FISHERY COMMISSION (IPSFC) REGULATIONS

1. PLEASE INFORM L. LEGAULT, CANADIAN LOS DELEGATION, THAT USG HAS COMPLETED ITS REVIEW OF HOW BEST TO ACCOMMODATE RANGE OF US INTERESTS IN 1976 IPSFC REGULATIONS AND WOULD PROPOSE THAT THOSE REGULATIONS INCLUDE:

A. PHRASE "TO THE EXTENT PERMISSIBLE UNDER THE LAWS OF THE PARTIES" IN PROVISION SPECIFYING GEAR REGULATIONS.

B. NEW PROVISION AS FOLLOWS "FOR THE PURPOSE OF ACCOMMODATING FISHING FOR SALMON OTHER THAN SOCKEYE SALMON IN A LIMITED OFFICIAL USE

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PAGE 02 STATE 017402

MANNER THAT ENSURES THAT THE FUNCTIONS OF THE COMMISSION

WITH RESPECT TO SOCKEYE SALMON ARE NOT IMPAIRED, THE COMMISSION WILL, ON AN EXPERIMENTAL BASIS, OPEN ALL OR PART OF SUBAREA 2 DURING SELECTED CLOSED DAYS FOR THE PURPOSE OF PERMITTING FISHING FOR SALMON OTHER THAN SOCKEYE SALMON. ANY SOCKEYE SALMON CAUGHT ON SUCH CLOSED DAYS SHALL BE REPORTED TO THE COMMISSION ON A DAILY BASIS. THIS PROVISION DOES NOT AFFECT ANY LAWS, RULES, OR REGULATIONS APPLICABLE TO SALMON FISHING OTHER THAN THE CLOSURE OF DAYS BY THE COMMISSION".

2. ALTHOUGH LEGAULT HAS ALREADY INFORMALLY AND RELUCTANTLY AGREED TO LANGUAGE IN A, LANGUAGE IN B IS NEW LANGUAGE OF WHICH LEGAULT WAS APPRISED IN TELEPHONE CONVERSATION WITH RIDGWAY. IT WAS AGREED IN COURSE OF THAT CONVERSATION THAT WHEN USG REVIEW WAS COMPLETED AND OUTCOME HAD SUPPORT OF ALL CONCERNED, SPECIFIC LANGUAGE PROPOSALS WOULD BE SENT TO LEGAULT FOR HIM TO OFFER TO HIS GOVERNMENT AS COURSE OF ACTION ON WHICH USG IS SEEKING PRE-AGREEMENT BEFORE INITIATING EXCHANGE BETWEEN GOVERNMENTS AND/OR INSTRUCTING US/IPSFC COMMISSIONERS.

3. FYI. LEGAULT MAY ARGUE THAT B IS IN FACT DEREGULARIZATION WHICH CANADA HAS REJECTED REPEATEDLY. HE ALSO MAY WELL KNOW AND RAISE FACT THAT SOCKEYE SALMON REPRESENT AS MUCH AS 90 PERCENT OF CATCH IN SUBAREA 2. IF SO, YOU SHOULD EMPHASIZE FACT THAT AS LEGAULT KNOWS WE ARE TRYING TO ACCOMMODATE TWO TREATIES. WHILE OUR AIM IS

TO GET AGREEMENT ON WHOLE PACKAGE, WE WANT TO SAVE GEAR REGULATION PROPOSAL IN EVENT CANADIANS CANNOT AGREE TO SUBAREA 2 PROPOSAL. LEGAULT EARLIER SOUGHT ASSURANCE THAT ONCE USG AND CANADA REACHED AGREEMENT ON COURSE OF ACTION ACCEPTABLE TO BOTH, USG WOULD STAY ON THAT COURSE AND WOULD NOT SUBSEQUENTLY WITHDRAW APPROVAL OF REGULATIONS OR OTHERWISE EMBARRASS CANADIAN GOVERNMENT WHICH ALREADY IS STRETCHING TO ACCOMMODATE CONCERNS IT BELIEVES ARE EXCLUSIVELY US. IF LEGAULT ASKS YOU TO PROVIDE SUCH ASSURANCES, YOU MAY SAY THAT POSITION DESCRIBED ABOVE REPRESENTS COORDINATED USG POSITION TO WHICH USG INTENDS TO ADHERE. END FYI.

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PAGE 03 STATE 017402

4. FOR AMEMB OTTAWA: PLEASE PASS SUBSTANCE OF PARAS 1 AND 2 TO MIKE HUNTER AND GEORGE LEGER, ENVIRONMENT/CANADA, INTERNATIONAL FISHERIES DIRECTORATE. SISCO

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